

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF WEST VIRGINIA
AT CHARLESTON**

UNITED STATES OF AMERICA

v.

Criminal Action No.: 2:18-cr-00152

MENIS E. KETCHUM, II,

Defendant.

**CLARIFICATION TO DEFENDANT'S
PRESENTENCE MEMORANDUM**

Page 3 of the Defendant's Presentence Memorandum discusses Part C of U.S. v. Williams. U.S. v. Williams, identifies the misrepresentation enhancement as guideline 2 F1.1(b)(4). After Williams was sentenced guideline 2 F1.1 was replaced and consolidated into guideline 2 B1.1.

The misrepresentation enhancement discussed in Part C of U.S. v. William is identical to the misrepresentation enhancement 2 B1.1.(b)(9)(A) discussed in paragraph 95 of the presentence report and discussed on pages 2 through 4 of the Defendant's Sentencing Memorandum.(See attached, Amendments to the Sentencing Guidelines, May 10, 2001, United States Sentencing Commissioner.)

/s/ James M. Cagle

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CERTIFICATE OF SERVICE

The undersigned, Counsel for the Defendant Menis E. Ketchum II, does hereby certify that a true and correct copy of the *Correction to Defendant's Presentence Memorandum* served via electronic filing and service has been made on opposing counsel, Philip H. Wright, AUSA on this the 12th day of February, 2019.

/s/ James M. Cagle

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